



August 6, 2024

**VIA ECF**

Hon. Valerie Figueredo  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street  
New York, NY 10007-1312

**Re. *Gref v. Am. Int'l Indus., et al.*, 20-cv-05589**

Dear Judge Figueredo,

Plaintiff was surprised to receive Mr. Kozak's letter requesting, on behalf of defendant American International Industries ("AII"), an extended briefing schedule. Mr. Kozak reached out to us yesterday with the same request and, rather than denying his request as he claims, Plaintiff proposed a modified version. *See* Exhibit A. Mr. Kozak never responded to Plaintiff's proposal and instead filed his letter.

The truth of the matter is that there are not "several additional issues that need to be addressed." Instead, despite working at a law firm with numerous attorneys and co-counsel with another large law firm, Mr. Kozak needs 6 weeks due to a personal vacation and driving his children to college. Plaintiff is attempting to dismiss his own claim against the Defendant, thereby ending this litigation. Defendant is refusing to take a dismissal with prejudice, forcing Plaintiff to file what should have been an unnecessary motion. Rather than accepting its success, AII seeks to extend this litigation even further by requesting a month and a half to oppose a simple 13-page motion to dismiss. Plaintiff respectfully requests that the Court deny AII's request and require AII to adhere to the deadlines as noticed in the Motion according to Local Civil Rule 6.1(b). As an alternative, we propose the schedule we offered to AII yesterday:

- AII's Opposition Deadline: September 6, 2024
- Plaintiff's Reply Deadline: September 20, 2024

Thank you for your continued time and consideration in this matter.

Respectfully yours,

Olivia P. Kelly

cc: Christopher Kozak, Esq.

*We stand for our clients.*

**HEADQUARTERS**

One Court Street  
Alton, IL 62002  
TEL: (618) 259-2222  
FAX: (618) 259-2251

**NEW YORK**

112 Madison Avenue  
New York, NY 10016  
TEL: (212) 784-6400  
FAX: (212) 213-5949

**CHICAGO**

230 W. Monroe  
Suite 2221  
Chicago, IL 60606  
TEL: (312) 759-7500  
FAX: (312) 759-7516

**SAN FRANCISCO**

455 Market  
Suite 1150  
San Francisco, CA 94105  
TEL: (415) 536-3986  
FAX: (415) 537-4120

**LOS ANGELES**

100 N. Sepulveda Blvd.  
Suite 1350  
El Segundo, CA 90245  
TEL: (310) 322-3555  
FAX: (310) 322-3655

**ST. LOUIS**

231 S. Bemiston  
Suite 525  
St. Louis, MO 63105  
TEL: (800) 479-9533